

**POST GRADUATE CERTIFICATE IN
PATENT PRACTICE (PGCPP)**

Term-End Examination

December, 2021

MIR-023 : INDIAN PATENT LAW AND PROCEDURES

Time : 3 hours

Maximum Marks : 100

Note : Answer **all** the questions from Part A. Each question carries 2 marks. Answer any **five** questions from Part B. Each question carries 10 marks. Answer any **two** questions from Part C. Each question carries 15 marks.

PART A

Write notes on each of the following in brief. Each note carries 2 marks.

10×2=20

1. Termination Gene
2. Evergreening of Patents
3. Sui Generis System
4. Patent of Addition

- 5. Wilful Infringement**
- 6. Accidental Infringement**
- 7. World Patent**
- 8. The Doctrine of Pith and Marrow**
- 9. Prior Claim**
- 10. Types of Patent Search**

PART B

Answer any **five** questions from this part. Each question carries 10 marks. 5×10=50

11. Discuss the powers of the Controller General under the Patent Act, 1970.
12. Critically examine the provisions relating to benefit sharing under the Biological Diversity Act, 2002.
13. Explain the general procedure of PCT filing.
14. Discuss the remedies available for infringement of a patent.
15. Write a note on commercialization of patents.
16. Explain the inventions which are not patentable under Section 3 of the Indian Patent Act, 1970.
17. Discuss the process of drafting a patent specification.
18. Discuss the main objective of Traditional Knowledge Initiative Database (TKID).

PART C

Answer any **two** of the following questions. Each question carries 15 marks. 2×15=30

19. Discuss the rights of patent agents under the Patent Act, 1970.
 20. Explain the key factors that make marketing of patent technologies different from marketing of products.
 21. Explain the defences available under the Patent Act, 1970 for infringement of patent.
-